

1 that the Commission cancel all Certificates of Convenience and Necessity previously issued by,
2 or pending before, the Commission.

3 4. On that same day, the Company filed a "Notice of Compliance with Decision No.
4 68237, or alternatively, a Motion to Extend Compliance Dates". That Motion cited, among
5 other things, the pending Application for sale of the Assets to the Town, as the basis for the
6 extension. The Motion requested a December 31, 2007 Test Year with a June 30, 2008 filing
7 date.

8 5. On April 13, 2005 the Commission Staff filed a Staff Report recommending a
9 June 30, 2007 Test Year with a December 31, 2007 filing date.

10 6. The Company responded on April 26, 2007 supporting certain of Staff's
11 recommendations, but asking the Commission to reconsider the Company's proposed year end
12 Test Year.

13 7. Subsequent to that correspondence, numerous discussions between Company and
14 Staff representatives have taken place, discussing the problems and virtues of the requested
15 extension.

16 8. On September 18, 2007, Counsel for the Company received the attached letter
17 form Chief Counsel for the Commission supporting the extension, with the qualifications as
18 stated therein. The Company concurs with Staff's qualifications.

19 WHEREFORE, the Company respectfully requests that the Hearing Division issue a
20 Procedural Order extending the compliance dates as recommended by Staff.

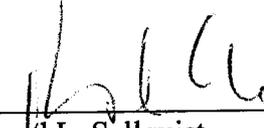
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2 RESPECTFULLY submitted this 29th day of September 2007.

3
4 SALLQUIST, DRUMMOND & O'CONNOR, P.C.

5 By: 
6 Richard L. Sallquist
7 4500 South Lakeshore Drive, Suite 339
8 Tempe, Arizona 85282
9 Phone: (480) 839-5202
10 Fax: (480) 345-0412

11 Original and fifteen copies of the
12 foregoing filed this 29th day
13 of September 2007:

14 Docket Control
15 Arizona Corporation Commission
16 1200 West Washington
17 Phoenix, Arizona 85007

18 A copy of the foregoing
19 mailed/hand delivered this
20 29th day of September 2007, to:

21 Brian C. McNeil
22 Arizona Corporation Commission
23 Executive Secretary
1200 West Washington Street
Phoenix, Arizona 85007

Hearing Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Utilities Division
Arizona Corporation Commission
1200 West Washington

1 Phoenix, Arizona 85007

2 Legal Division
3 Arizona Corporation Commission
4 1200 West Washington
5 Phoenix, Arizona 85007

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